

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, JUNE 20, 2000  
AT 8:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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**CHRONOLOGY OF THE MEETING:**

The meeting was called to order by Mayor Golding at 10:10 a.m. The meeting was adjourned by Mayor Golding at 11:12 a.m. to convene The Special Budget Review Meeting.

**ATTENDANCE DURING THE MEETING:**

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

Clerk-Abdelnour (rl)

FILE LOCATION:                      MINUTES

ITEM-300:                      ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present

- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Shirley Smith commented on her request to save the DeAnza Cove Community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A008-035.)

PUBLIC COMMENT-2: **REFERRED TO CITY MANAGER**

Bernadine King commented on Homeowners' Board Members, Planning Department and planned residential development concerns.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A036-067.)

PUBLIC COMMENT-3:

Steve McWilliams commented on medical use of Marijuana and issues he has with the City Attorneys' Office.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A068-095.)

PUBLIC COMMENT-4: **REFERRED TO MAYOR'S OFFICE**

Mr. Cliff McReynolds commented on the Aliance for Clean Elections and campaign contributions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A096-130.)

PUBLIC COMMENT-5:

Laura Mallgren commented on the dog park at NTC. She would like there to be a leash-free designation on the water-front park there.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A131-146.)

COUNCIL COMMENT:

None.

\* ITEM-109: Three actions related to Tierrasanta Maintenance Assessment District.

(Tierrasanta Community Area. District-7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1488) ADOPTED AS RESOLUTION R-293325

Resolution to levy and collect Fiscal Year 2001 assessments.

Subitem-B: (R-2000-1489) ADOPTED AS RESOLUTION R-293326

Approving the City Engineer's report.

Subitem-C: (R-2000-1490) ADOPTED AS RESOLUTION R-293327

Approving the Fiscal Year 2001 Budget for the Tierrasanta Maintenance  
Assessment District.

**CITY MANAGER SUPPORTING INFORMATION:**

This action establishes the Fiscal Year 2001 assessments for the Tierrasanta Maintenance Assessment District (District). The District was established in 1972 to provide maintenance for 263,383 square feet of landscaped center medians, and 907 acres of open space. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
<b>BEGINNING BALANCE</b>	\$ 0.00	\$117,113.00	\$117,113.00
<b>REVENUE:</b>			
Assessments	\$486,515.00	\$ 0.00	\$486,515.00
Interest	\$ 0.00	\$ 7,500.00	\$ 7,500.00
City Contribution	<u>\$ 54,281.00</u>	<u>\$ 0.00</u>	<u>\$ 54,281.00</u>
<b>TOTAL REVENUE</b>	\$540,796.00	\$ 7,500.00	\$548,296.00
<b>TRANSFER</b>	\$ 70,869.00	(\$70,869.00)	\$ 0.00
<b>EXPENSE:</b>			
Personnel	\$ 64,432.00	\$ 0.00	\$ 64,432.00
Contractual	\$340,000.00	\$ 0.00	\$340,000.00
Incidental	\$ 81,183.00	\$ 0.00	\$ 81,183.00
Utilities	<u>\$126,050.00</u>	<u>\$ 0.00</u>	<u>\$126,050.00</u>
<b>TOTAL EXPENSE</b>	\$611,665.00	\$ 0.00	\$611,665.00
<b>ENDING BALANCE</b>	\$ 0.00	\$ 53,744.00	\$ 53,744.00

The proposed assessment for Fiscal Year 2001 is \$49.80 per Equivalent Benefitting Unit (EBU) in Zone 1, Zone 2, and Zone 3. This is an increase of \$5.34 (a 12.0 percent increase) per EBU from Fiscal Year 2000 assessment of \$44.46 per EBU. The increase is due to increased maintenance costs, and is within the allowable change in the SD CPI-U for base year 1998. The District contains 10,813.7 EBU's; 9,386.7 EBU's in Zone 1, 1,213.3 EBU's in Zone 2, and 213.7 EBU's in Zone 3.

**FISCAL IMPACT:**

It is proposed that the City contribute a total of \$54,281. The Gas Tax Fund will contribute \$31,606 for the maintenance of 263,383 sq. ft. of medians (0.12 per sq. ft.). The Environmental Growth Fund will contribute \$22,675 for 907 acres of open space (\$25 per acre). This represents the City's share of expenses incurred for maintenance of street medians and open space comparable to similar areas throughout the City. All other costs are assessed to the District.

Loveland/McLatchy/SY

FILE LOCATION: STRT-M-403-01 (34)

COUNCIL ACTION: (Tape location: A200-287.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-330: 47<sup>th</sup> Street (from Imperial Avenue to Logan Avenue) Underground Utility District.

(Lincoln Park Community Area. District-4.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1274) ADOPTED AS RESOLUTION R-293328

Establishing the 47<sup>th</sup> Street (from Imperial Avenue to Logan Avenue)  
Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the 47<sup>th</sup> Street (from

Imperial Avenue to Logan Avenue) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$472,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001087.

FILE LOCATION: STRT-K-276 (38)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-331: Balboa Avenue (from Kearny Villa Road to Ruffin Road) Underground Utility District.

(Kearny Mesa Community Area. District-6.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1226)            ADOPTED AS RESOLUTION R-293329

Establishing the Balboa Avenue (from Kearny Villa Road to Ruffin Road)  
Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Balboa Avenue (from Kearny Villa Road to Ruffin Road) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$1,030,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001031.

**FILE LOCATION:**            STRT-K-274 (38)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-332: Del Cerro Boulevard (from Madra Avenue to Lyden Way) Underground Utility District.

(Navajo Community Area. District-7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1224) ADOPTED AS RESOLUTION R-293330

Establishing the Del Cerro Boulevard (from Madra Avenue to Lyden Way) Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Del Cerro Boulevard (from Madra Avenue to Lyden Way) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$420,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001029.

FILE LOCATION: STRT-K-273 (38)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-333: Gramercy Drive (from Ruffin Road to Sandrock Road) Underground Utility District.

(Serra Mesa Community Area. District-6.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1218) ADOPTED AS RESOLUTION R-293331

Establishing the Gramercy Drive (from Ruffin Road to Sandrock Road)  
Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Gramercy Drive (from Ruffin Road to Sandrock Road) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$542,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001028.

**FILE LOCATION:** STRT-K-271 (38)

**COUNCIL ACTION:** (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-334: Meadowbrook Drive (from Skyline Drive to Paradise Valley Road) Underground Utility District.

(Skyline-Paradise Hills Community Area. District-4.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1222)                      ADOPTED AS RESOLUTION R-293332

Establishing the Meadowbrook Drive (from Skyline Drive to Paradise Valley Road) Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Meadowbrook Drive (from Skyline Drive to Paradise Valley Road) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$455,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the city is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001058.

FILE LOCATION: STRT-K-277 (38)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-335: Meadowbrook Drive (from Blackstone Court to Skyline Drive) Underground Utility District.  
  
(Skyline-Paradise Hills Community Area. District-4.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1228) ADOPTED AS RESOLUTION R-293333

Establishing the Meadowbrook Drive (from Blackstone Court to Skyline Drive) Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Meadowbrook Drive (from Blackstone Court to Skyline Drive) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their

electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$673,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001026.

FILE LOCATION:                      STRT-K-272 (38)

COUNCIL ACTION:                      (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-336:    Streamview Drive (from 54th Street to College Avenue) Underground Utility District.

(Eastern Area and Navajo Community Areas. Districts-4 and 7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1220) ADOPTED AS RESOLUTION R-293334

Establishing the Streamview Drive (from 54<sup>th</sup> Street to College Avenue)  
Underground Utility District.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Streamview Drive (from 54<sup>th</sup> Street to College Avenue) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

**FISCAL IMPACT:**

SDG&E Cost: The construction cost of \$1,190,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for administration and street light replacement. Cost estimated at \$10,000. Funding is available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001027.

FILE LOCATION: STRT-K-275 (38)

COUNCIL ACTION: (Tape location: A288-483.)

Hearing began at 10:36 a.m. and halted at 10:46 a.m.

Testimony in opposition by Joseph Christian and Clarice Cook-Thoren.

MOTION BY MCCARTY TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-337: Four actions related to Central Commercial Maintenance Assessment District.

(Sherman Heights Community Area. District-8.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1467) ADOPTED AS RESOLUTION R-293335

Proposing the formation of the Central Commercial Maintenance Assessment District.

Subitem-B: (R-2000-1468) ADOPTED AS RESOLUTION R-293336

Preliminarily approving the City Engineer's report.

Subitem-C: (R-2000-1469) ADOPTED AS RESOLUTION R-293337

Resolution of Intention to levy and collect Fiscal Year 2001 annual assessments.

Subitem-D (R-2000-1470) ADOPTED AS RESOLUTION R-293338

Directing the City Clerk to place on the assessment ballot for the Central Commercial Maintenance Assessment District ("District") whether the relevant property owner supports or opposes the right of the Central Commercial District Revitalization Corporation to administer the Contracts for Services and Contracts for Goods for the District.

**CITY MANAGER SUPPORTING INFORMATION:**

This action establishes the Fiscal Year 2001 assessment for the Central Commercial Maintenance Assessment District (District). The District is located in the Sherman Heights Community situated along Imperial Avenue from Interstate 5 to 32<sup>nd</sup> Street; Commercial Avenue from Interstate 5 to 28<sup>th</sup> Street; National Avenue from 28<sup>th</sup> Street to 32<sup>nd</sup> Street and all side streets in between Imperial Avenue and Commercial Avenue between Interstate 5 and 28<sup>th</sup> Street. The purpose of the District is to fund streetscape/signage/banners/beautification, sidewalk and landscape maintenance, security related services, street lighting and administration. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<b><u>DESCRIPTION</u></b>	<b><u>FUND</u></b>		<b><u>TOTAL</u></b>
	<b><u>OPERATIONS</u></b>	<b><u>RESERVE</u></b>	
<b>BEGINNING BALANCE</b>	\$ 0.00	\$ 0.00	\$ 0.00
<b>REVENUE:</b>			
Assessments	\$215,766.00	\$ 0.00	215,766.00
Interest	0.00	0.00	0.00
City Contribution	0.00	0.00	0.00
<b>TOTAL REVENUE</b>	\$215,766.00	\$ 0.00	\$215,766.00
<b>TRANSFER</b>	(31,766.00)	31,766.00	0.00
<b>EXPENSE:</b>			
Personnel	\$ 0.00	\$ 0.00	\$ 0.00
Contractual	134,480.00	0.00	134,480.00
Incidental	47,520.00	0.00	47,520.00
Utilities	2,000.00	0.00	2,000.00
<b>TOTAL EXPENSE</b>	\$ 184,000.00	\$ 0.00	\$184,000.00
<b>ENDING BALANCE</b>	\$ 0.00	\$ 31,766.00	\$ 31,766.00

The proposed assessment for Fiscal Year 2001 is based on a three part assessment of \$1.9269 per Land Use unit, \$0.0417 per parcel Lot square foot (Sf.) and \$1.7576 per parcel Lot frontage foot (Lf.). Land Use units are equal to the Land Use factor (as given in the Engineer's Report) multiplied by the Building Sf. divided by 1,000 or multiplied by the number of Units on Residential use parcels. The assessment may be indexed annually by the factor published in the San Diego CPI-U or 5% whichever is greater. The District contains a total of 443 parcels, a total of 2,873,618 Sf. of parcel lot square footage and a total of 34,306 Lf. of lot frontage feet.

**FISCAL IMPACT:**

All costs are assessed to the District. There is no net fiscal impact.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A, B, C, D: STRT-M-421-01 (34)

COUNCIL ACTION: (Tape location: A484-B144.)

Hearing began at 10:48 a.m. and halted at 11:12 a.m.

Testimony in opposition by Johnnie Williams and Ivy Williams.

Testimony in favor by James Justus, Charles Nichols, Nick Inzunza, Benjamin Hueso, Vincent Noto and Peter Vigil.

MOTION BY VARGAS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-338: Four actions related to Little Italy Maintenance Assessment District.

(Little Italy Community Area. District-2.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1564) ADOPTED AS RESOLUTION R-293339

Proposing the formation of the Little Italy Maintenance Assessment District and detaching Zone 3 from the Downtown Maintenance Assessment District.

Subitem-B: (R-2000-1565) ADOPTED AS RESOLUTION R-293340

Preliminarily approving the City Engineer's report.

Subitem-C: (R-2000-1566) ADOPTED AS RESOLUTION R-293341

Resolution of Intention to levy and collect Fiscal Year 2001 annual assessments.

Subitem-D (R-2000-1567) ADOPTED AS RESOLUTION R-293342

Directing the City Clerk to place on the assessment ballot for the Little Italy Maintenance Assessment District ("District) whether the relevant property owner supports or opposes the right of the Little Italy Association to administer Contracts for Goods and Contracts for Services for the District.

**CITY MANAGER SUPPORTING INFORMATION:**

This action establishes the Fiscal Year 2001 assessment for the Little Italy Maintenance Assessment District (District). The District is located in the Little Italy Community situated in an area of Downtown south of Laurel Street, west of Front Street, north of Ash Street and east of Pacific Highway (excluding the Burlington Northern & Santa Fe Railway right-of-way). The purpose of the District is to fund streetscape/signage/banners/beautification, sidewalk and landscape maintenance, security related services, street lighting, holiday decoration, maintenance of street furniture and administration. The District is broken into two zones with Zone 1 receiving a greater level of services. Also included in this action is the de-annexation of the Little Italy - Zone 3 and a three block area on the west side of Front Street located in the Cortez-Zone 4 in the Downtown Maintenance Assessment District.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
<b>BEGINNING BALANCE</b>	\$ 0.00	\$ 20,393.00	\$ 20,393.00
<b>REVENUE:</b>			
Assessments	\$249,433.00	\$ 0.00	249,433.00
Interest	0.00	0.00	0.00
City Contribution	<u>1,425.00</u>	<u>0.00</u>	<u>1,425.00</u>
<b>TOTAL REVENUE</b>	\$250,858.00	\$ 0.00	\$250,858.00
<b>TRANSFER</b>	4,563.00	( 4,563.00)	0.00
<b>EXPENSE:</b>			
Personnel	\$ 0.00	\$ 0.00	\$ 0.00

Contractual	146,742.00	0.00	146,742.00
Incidental	85,786.00	0.00	85,786.00
Utilities	<u>22,893.00</u>	<u>0.00</u>	<u>22,893.00</u>
<b>TOTAL EXPENSE</b>	<b>\$ 255,421.00</b>	<b>\$ 0.00</b>	<b>\$255,421.00</b>
<b>ENDING BALANCE</b>	<b>\$ 0.00</b>	<b>\$ 15,830.00</b>	<b>\$ 15,830.00</b>

The proposed assessment for Fiscal Year 2001 is based on a three part assessment of \$1.4288 per Land Use unit, \$0.0393 per parcel Lot Sf. and \$2.8313 per parcel Lot frontage foot (Lf.) In Zone 1 and \$1.4911 per Land Use unit, \$0.0248 per parcel Lot Sf. and \$1.6611 per parcel Lot frontage foot (Lf.) In Zone 2. Land Use units are equal to the Land Use factor (as given in the Engineer's Report) multiplied by the Building Sf. divided by 1,000 or multiplied by the number of units on Residential use parcels. The assessment may be indexed annually by the factor published in the San Diego CPI-U or 5% whichever is greater. The District contains a total of 426 parcels, a total of 784,590 Sf. of parcel lot square footage and a total 10,161 Lf. of lot frontage feet in Zone 1 and total of 2,634,140 Sf. of parcel lot square footage and a total of 35,847 Lf. of lot frontage feet in Zone 2.

**FISCAL IMPACT:**

It is proposed that the City contribute a total of \$1,425. The Gas Tax Fund will contribute \$1,425 for maintenance of 11,875 sq. ft. of medians (\$0.12/sq. ft.). This represents the City's share of expenses incurred for maintenance of street medians comparable to similar areas through the City. All other costs are assessed to the District.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A,B,C,D,: STRT-M-422-01 (34)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-339: Three actions related to Kings Row Maintenance Assessment District - Zone 1.

(Kings Row Community Area. District-4.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1523) ADOPTED AS RESOLUTION R-293343

Resolution to levy and collect Fiscal Year 2001 annual assessments.

Subitem-B: (R-2000-1524) ADOPTED AS RESOLUTION R-293344

Approving the City Engineer's report.

Subitem-C: (R-2000-1525) ADOPTED AS RESOLUTION R-293345

Approving the Fiscal Year 2001 Budget for the Kings Row Maintenance Assessment District - Zone 1.

**CITY MANAGER SUPPORTING INFORMATION:**

This action establishes the Fiscal Year 2001 assessments for the Kings Row Maintenance Assessment District (District) - Zone 1. The District was established in March 1994 to provide maintenance of the landscaping between the developments noise abatement wall and Euclid Avenue. The landscaping was installed to create a more pleasing and attractive environment. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<b><u>DESCRIPTION</u></b>	<b><u>ZONE 1</u></b>
<b>BEGINNING BALANCE</b>	\$ 1,986.00
<b>REVENUE:</b>	
Assessments	\$ 5,186.00
Interest	<u>0.00</u>
<b>TOTAL REVENUE</b>	\$ 5,186.00
<b>EXPENSE:</b>	
Personnel	\$ 1,933.00
Contractual	1,200.00

Incidental	958.00
Utilities	<u>855.00</u>
<b>TOTAL EXPENSE</b>	\$ 4,946.00
 <b>ENDING BALANCE</b>	 \$ 2,226.00

The proposed assessment for Fiscal Year 2001 is \$120.60 per Equivalent Benefit Unit (EBU) in Zone 1. The assessments in Zone 1 are the same as Fiscal Year 2000. The District contains a total of 43 EBU's in Zone 1.

**FISCAL IMPACT:**

All costs are assessed to the District. There is no net fiscal impact.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A,B,C: STRT-M-382-2-01 (34)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-340: Three actions related to Sorrento Hills Maintenance Assessment District - Zones 1 - 4.

(Carmel Valley Community Area. District-1.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1510) ADOPTED AS RESOLUTION R-293346

Resolution to levy and collect Fiscal Year 2001 annual assessments.

Subitem-B: (R-2000-1511) ADOPTED AS RESOLUTION R-293347

Approving the City Engineer's report.

Subitem-C: (R-2000-1378) ADOPTED AS RESOLUTION R-293348

Approving the Fiscal Year 2001 Budget for the Sorrento Hills Maintenance  
Assessment District, Zones 1 - 4.

**CITY MANAGER SUPPORTING INFORMATION:**

This action will establish the Fiscal Year 2001 assessments for the Sorrento Hills Maintenance Assessment District (District) - Zones 1 - 4. The District was established in 1996 to provide maintenance for landscaped and paved medians, landscaped right-of-way, paved right-of-way, landscaped slopes, natural open space areas, and street gutters. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<b><u>DESCRIPTION</u></b>	<b><u>ZONES 1 - 4</u></b>
<b>BEGINNING BALANCE</b>	\$ 242,963.00
<b>REVENUE:</b>	
Assessments	\$ 200,439.00
Interest	3,500.00
City Contribution	<u>18,600.00</u>
<b>TOTAL REVENUE</b>	\$ 222,539.00
<b>EXPENSE:</b>	
Personnel	\$ 32,216.00
Contractual	50,000.00
Incidental	23,351.00
Utilities	<u>27,120.00</u>
<b>TOTAL EXPENSE</b>	\$ 132,687.00
<b>RESERVE/ ENDING BALANCE</b>	\$332,815.00

The proposed assessment for Fiscal Year 2001 is \$49.98 per Equivalent Benefit Unit (EBU) in Zones 1 - 4 and with a maximum authorized assessment of \$262.68 per EBU in Zone 1, \$286.23 per EBU in Zone 2, \$166.20 per EBU in Zone 3, and \$135.87 per EBU in Zone 4. The assessments may be indexed annually by the factor published in the San Diego CPI-U. The

assessment amounts in Zones 1 - 4 are the same as Fiscal Year 2000. The District contains a total of 4,010.37 EBU's; 558.00 EBU's in Zone 1, 1,312.93 EBU's in Zone 2, 236.56 EBU's in Zone 3, 1,902.88 EBU's in Zone 4.

**FISCAL IMPACT:**

It is proposed that the City contribute \$18,600 from the Gas Tax Fund for the maintenance of 155,000 sq. ft. of medians (0.12/sq. ft.). This represents the City's share of expenses incurred for maintenance of street medians comparable to similar areas throughout the City. All other costs are assessed to the District.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A,B,C: STRT-M-408-2-01- (34)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-341: Two actions related to Business Improvement District Budgets for Fiscal Year 2001.

(Mid-City, Centre City, Uptown, Greater North Park, Old San Diego, Ocean Beach, La Jolla, College Area, Mission Beach, Pacific Beach, San Ysidro and Diamond Neighborhood Community Areas. Districts-1, 2, 3, 4, 6, 7, and 8.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2000-1297) ADOPTED AS RESOLUTION R-293349

Accepting the budget report for each Business Improvement District for July 1, 2000, through June 30, 2001 (FY 2001).

Subitem-B: (R-2000-1298) ADOPTED AS RESOLUTION R-293350

Resolution of Intention to levy an annual assessment within previously established Business Improvement Districts for July 1, 2000, through June 30,

2001 (FY 2001) and setting Tuesday, July 18, 2000 as the noticed public hearing for that purpose.

**CITY MANAGER SUPPORTING INFORMATION:**

Business Improvement Districts (BIDS) are authorized by State law to assess benefitted businesses for the cost for certain activities. These activities are generally promotional in nature. Once a BID is established the City collects the assessments and disburses them to an appropriate entity representing the district pursuant to an annual operating agreement. There are currently 17 active districts in the City of San Diego: Adams Avenue, City Heights, College Area, Diamond, Downtown, El Cajon Boulevard Central, El Cajon Boulevard Gateway, Gaslamp, Hillcrest, La Jolla, Little Italy, Mission Hills, North Park, Ocean Beach, Old Town, Pacific Beach and San Ysidro. State law requires that the City Council annually adopt a budget for each BID and hold a public hearing to levy appropriate assessments. The actions being taken today are: accept the budget reports and set Tuesday, July 18, 2000 for the public hearing to levy the proposed assessment for each BID for FY 2001.

**FISCAL IMPACT:**

Approximately \$1.1 million of BID assessments will be collected in FY 2001 by City on behalf of BIDs and disbursed back to the BIDs. There is no net fiscal impact.

Loveland/Cunningham/JVK

FILE LOCATION: SUBITEMS A,B: STRT-L-1, L-2, L-3, L-4, L-5, L-6, L-7, L-8, L-9, L-11, L-12, L-13, L-14, L-15, L-16, L-17, L-20 (32)

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-342: Hearing on Debarment of Southern California Underground Contractors, Inc.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1561) CONTINUED TO MONDAY, JUNE 26, 2000

Debarment of Southern California Underground Contractors, Inc.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A152-287.)

MOTION BY WARDEN TO CONTINUE TO MONDAY, JUNE 26, 2000 TO ALLOW SOUTHERN CALIFORNIA UNDERGROUND CONTRACTORS TIME TO REVIEW DOCUMENTS AND PREPARE A RESPONSE. Second by Vargas. Passed by the following vote: Mathis-yea, Wear-nay, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-343: Deappropriation of TransNet Commercial Paper.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2000-1562) ADOPTED AS RESOLUTION R-293352

Authorizing the City Manager to authorize the de-appropriation of TransNet Commercial Paper (Fund 30306) in the total amount of \$23,795,635 for 36 projects per Exhibit A.

**CITY MANAGER SUPPORTING INFORMATION:**

As part of the Fiscal Year 2000 approved Capital Improvement Program Budget, the Mayor and City Council approved over \$23 million in TransNet Commercial Paper to partially fund current and previous year's capital improvement projects. Due to the continuance of an aggressive cash management process, staff has been able to utilize available cash within other TransNet projects

in lieu of procuring Commercial Paper which has resulted in significant debt savings. This action recommends that the TransNet Commercial Paper identified on the schedule be deappropriated. Projects whose commercial paper have been proposed to be deappropriated will have a corresponding amount of commercial paper incorporated into the City Manager's Fiscal Year 2001 Final Budget. There will be no budget impact to any of the projects listed on the schedule as a result of this action. The annual cost of Commercial Paper is approximately \$46,500 per \$1 million, with repayment due no later than June 30, 2007.

**FISCAL IMPACT:**

Previously approved TransNet Commercial Paper appropriations will be reduced by \$23,795,635 in Fund 30306 and reprogrammed in FY 2001 resulting in no net change.

Belock/Boekamp/CM

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A200-287.)

Hearing began at 10:16 a.m. and halted at 10:35 a.m.

CONSENT MOTION BY KEHOE TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

**CLOSED SESSION ITEM:**

ITEM-CS-1: (R-2001-02) ADOPTED AS RESOLUTION R-293353

A Resolution adopted by the City Council in Closed Session on June 20, 2000:

Authorizing the City Manager to fully expend the amount of \$92,105.86 and to pay the balance of \$81,155.86 in settlement of each and every claim against the City, its agents, and employees, resulting from the property damage claim of Benito R. and Frances Guadagni (dba Alex's Brown Bag Cafe), in connection with the sewer spill of December 7, 1999; authorizing the City Auditor and Comptroller to issue one check in the amount of \$81,155.86 made payable to Luth & Turley, Inc.

Aud. Cert. 2001234

FILE LOCATION: MEET

ITEM-CS-2: (R-2001-106) ADOPTED AS RESOLUTION R-293424

A Resolution adopted by the City Council in Closed Session on June 20, 2000:

The Council of the City of San Diego, on behalf of the City, hereby accepts the settlement offer of the defendant in City of San Diego v. Chevron Products Corporation, Superior Court No. 726675.

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 11:12 .

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B215-216).